

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

In re:

Robert Meiers,

Case No. 02-06774-6B7

Debtor.

**ORDER**

This matter came on the Final Application for Allowance of Attorney Fees and Costs submitted by Lynnea Concannon.<sup>1</sup> Lynnea Concannon served as attorney for Gene T. Chambers, the chapter 7 trustee ("Trustee"). The services rendered by Lynnea Concannon included negotiating a buyback agreement, filing an adversary proceeding and obtaining discovery from numerous establishments.<sup>2</sup>

The reasonableness of attorney fees and costs is determined through an examination of the criteria enunciated in *In the Matter of First Colonial Corp. of America*<sup>3</sup> and *Johnson v. Georgia Highway Express, Inc.*<sup>4</sup>

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<sup>1</sup> See Doc. 25.

<sup>2</sup> See Doc. 25.

<sup>3</sup> *In the Matter of First Colonial Corp. of America*, 544 F.2d 1291 (5th Cir.1977)(stating,

In order to establish an objective basis for determining the amount of compensation that is reasonable for an attorney's services, and to make meaningful review of that determination possible on appeal, we held in *Johnson v. Georgia Highway Express, Inc.*, 488 F.2d at 717-19, that a district court must consider the following twelve factors in awarding attorneys' fees...

*First Colonial* at 1299.

<sup>4</sup> *Johnson v. Georgia Highway Express, Inc.*, 488 F.2d 714 (5th Cir. 1974). The twelve *Johnson* factors are:

- (1) the time and labor required;
- (2) the novelty and difficulty of the questions involved;
- (3) the skill requisite to perform the legal service properly;
- (4) the preclusion of other employment by the attorney due to acceptance of the case;

After consideration of the *First Colonial* and *Johnson* factors, the reasonable number of hours for the services performed is fifteen (15) at a rate of \$200 per hour. The reasonable costs incurred are \$42.58 for a total award of \$3,042.58.

Therefore it is

**ORDERED, ADJUDGED AND DECREED** that Lynnea Concannon is awarded, fees of \$3,000; plus \$42.58 in costs, for a total of \$3,042.58.

Dated this 6<sup>th</sup> day of June, 2005.

/s/ Arthur B. Briskman  
ARTHUR B. BRISKMAN  
United States Bankruptcy Judge

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- (5) the customary fee;
  - (6) whether the fee is fixed or contingent;
  - (7) time limitations imposed by the client or the circumstances;
  - (8) the amount involved and the results obtained;
  - (9) the experience, reputation, and ability of the attorneys;
  - (10) the "undesirability" of the case;
  - (11) the nature and the length of the professional relationship with the client;
  - (12) awards in similar cases.

See *Johnson*, 488 F.2d 714.